

ATTORNEY'S DOCKET NO.: 2004647-0011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

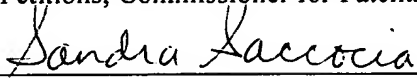
Applicant:	Collins, <i>et al.</i>	Examiner:
Serial No.:	10/506,734	Art Unit:
Filed:	September 3, 2004	
For:	SYSTEMS AND METHODS FOR REVERSE ENGINEERING MODELS OF BIOLOGICAL NETWORKS	

Mail Stop Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop: Petitions, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on October 28, 2005.


Sandra Saccocia

PETITION UNDER 37 C.F.R. § 1.47(a)

Pursuant to 37 C.F.R. § 1.47 (a), the signing inventors, hereby respectfully make application for patent on behalf of themselves, and on behalf of the non-signing inventor, Jesper Tegner.

In support of the present Petition, Petitioner submits the following:

1. A copy of the Declaration, and instructions for execution of the Declaration were sent to Dr. Tegner on May 6, 2005 by first class mail. A copy of the letter forwarding these materials are included in Exhibit A. The Declaration was mailed with instructions to review the information provided and to advise us of any errors. A self-addressed, postage-paid envelope was provided for Dr. Tegner to return the executed document to us. The U.S. Postal Service has not returned the letter sent to Dr. Tegner as undeliverable.
2. The letter containing the Declaration was sent to Dr. Tegner at his last known address, Karlavagen 90, S-115 22, Stockholm, Sweden. The address was provided by a representative of

the licensee of the instant patent application, who is also a colleague of Dr. Tegner's co-inventors, on behalf of the assignee of the instant application.

3. Not having not received any acknowledgement from Dr. Tegner or the signed Declaration, the undersigned's assistant, Sandra Saccocia, attempted to contact Dr. Tegner by e-mail on June 6, July 22, and Sept. 27, 2005, at two different e-mail addresses. The e-mail addresses were provided by the assignee of the instant application, which employed Dr. Tegner at the invention was made, and/or by Dr. Tegner's co-inventors. Copies of the e-mails are enclosed as Exhibit B. No response to the e-mails was received.

4. An Internet search was performed on Oct. 26, 2005, with Google using the search term "Jesper Tegner". The search located the following web site: <http://www.karlavagen90.se/>. The web site appears to be the personal web site of inventor Tegner. It lists his publications, professional and personal information. The web site lists the following phone number: (+46) 0703 28 29 89 under the words "jesper at karlavagen90.se". Two phone calls to that phone number on Oct. 26, 2005, resulted in a busy signal. The web site did not indicate a postal address or an e-mail address for Dr. Tegner.

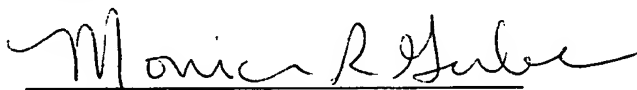
5. We also enclose a Statement as to the last known residence address of Dr. Tegner

6. As of this date, Inventor Tegner has not responded to our letter or e-mails.

In light of the above remarks, Petitioner respectfully requests that the present Petition under 37 C.F.R. § 1.47 (a) be accepted.

Please charge the Petition Fee and any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,



Monica R. Gerber, M.D., Ph.D.

Registration No.: 46,724

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Dated: October 28, 2005
4004753_1.DOC

CHOATE, HALL & STEWART LLP

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EMAIL: MGERBER@CHOATE.COM

May 6, 2005

Jesper Tegner
Karlavagen 90, S-115 22
Stockholm, Sweden

Re: Patent Application for "Systems and Methods for
Reverse Engineering Models of Biological Networks"
Serial No.: 10/506,734
Filing Date: September 3, 2004
National Phase of: PCT/US03/06491
Inventors: Timothy S. Gardner, et al.
Our Ref. No. 2004647-0011

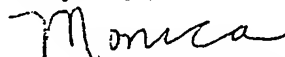
Dear Dr. Tegner:

We are in receipt of the Notice of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office in this case, a copy of which is enclosed. Accordingly, enclosed you will find **Declaration and Assignment** forms for the above-captioned patent application. Please review and sign the forms where indicated. Note that the Assignment form should be notarized but the Declaration does not need to be notarized.

Please be advised that if you notice any errors in the document, please let us know as soon as possible so that we may send you a corrected version. This will ensure that the document is filed with the USPTO in a timely manner.

We ask that you ensure that the document is executed and returned to my attention as soon as possible. A self-addressed envelope is enclosed for your convenience.

Very truly yours,



Monica R. Gerber, M.D., Ph.D.
Patent Attorney

MRG:sas

Enclosure

cc: Guillaume Cottarel (w/enclosure)
Ms. Janine Anderson (w/enclosure)
Brenda Herschbach Jarrell, Esq. (w/o enclosure)

3920987_1.DOC

EXHIBIT A

Saccocia, Sandra

From: Saccocia, Sandra
Sent: Friday, July 22, 2005 3:49 PM
To: 'jespert@nada.kth.se'; '~~jespert@nada.kth.se~~'
Subject: Patent Application for Systems and Methods for Reverse Engineering Models of Biological Networks; 2004647-0011; BU 01-52

Dear Dr. Tegner:

As you may recall, we sent a Declaration and Assignment to you for signature on May 6, 2005. We need the executed documents in order to comply with Patent Office requirements. We have not, as yet, received the executed documents back from you.

Please forward me these documents at your earliest convenience.

Thank you for your assistance in this matter.

Sandra

*Sandra A. Saccocia
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Boston, MA 02109
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Fax: 617-248-4000
e-mail: ssaccocia@choate.com*

7/22/05

EXHIBIT B

Saccocia, Sandra

From: Saccocia, Sandra
Sent: Monday, June 06, 2005 11:26 AM
To: 'jespert@nada.kth.se'; 'jespert@ifm.liu.se'
Subject: Cellicon 2004647-0011; Serial No.: 10/506,734, Filed: March 5, 2003; Title: System and Methods for Reverse Engineering Models of Biological Networks

Dear Dr. Tegner:

As you may recall, we sent a Declaration and Assignment form with reference to the above-referenced patent application for signature on May 6, 2005. We have not, as yet, received the executed documents back from you. Please note that if we fail to submit these documents in a timely manner the case will become abandoned. We would like to avoid further extensions if possible.

Thank you for your attention to this matter

Sandra

*Sandra A. Saccocia
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e-mail: ssaccocia@choate.com*

6/6/05

Saccocia, Sandra

From: Saccocia, Sandra
Sent: Tuesday, September 27, 2005 11:32 AM
To: 'jespert@ifm.liu.se'
Cc: 'Anderson, Janine B'; Gerber, Monica
Subject: Patent Application for Systems and Methods for Reverse Engineering Models of Biological Networks; BU 01-52; CHS Ref. No. 2004647-0011

Dear Dr. Tegner:

This is a follow-up to my e-mail to you of July 22, 2005. As you may recall, we sent a Declaration and Assignment to you for execution on May 6, 2005. We need to receive the executed documents in order to comply with the Patent Office requirements. We have not, as yet, received the executed Declaration and Assignment. The final due date to response to the missing parts is October 28, 2005.

Please forward these documents at your earliest convenience.

Thank you for your assistance in this matter.

Sandra

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